

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No.: 5:22-CV-00068-BO

YOLANDA IRVING, individually and as the :
natural parent and guardian of J.I., JUWAN :
HARRINGTON, CYDNEEA HARRINGTON, :
KENYA WALTON :
individually and as the natural parent and :
guardian of R.W., ZIYEL WHITLEY, :
DYAMOND WHITLEY, KAMISHA :
WHITLEY, and NANETTA GRANT as the :
natural parent and guardian of Z.G. :

Plaintiffs, :

vs. :

THE CITY OF RALEIGH, Officer OMAR I. :
ABDULLAH, Sergeant WILLIAM ROLFE, :
Officer RISHAR PIERRE MONROE, Officer :
JULIEN DAVID RATTELADE, and Officer :
MEGHAN CAROLINE GAY, in their individual :
capacities, :

Defendants. :

**DEFENDANT ROLFE'S AMENDED
MOTION FOR SUMMARY
JUDGMENT**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Defendant Sergeant William Rolfe respectfully moves the Court for entry of an Order granting summary judgment in his favor as to all claims against him. The pleadings, depositions, affidavits, and other evidence of record establish that there is no triable issue of material fact and Defendant Rolfe is entitled to judgment as a matter of law. The bases for this motion are explained in greater detail in Defendant's memorandum of law, submitted pursuant to Local Civil Rules 7.1(e) and 7.2.

Accordingly, Defendant Rolfe respectfully contends that his motion for summary judgment should be GRANTED and the Plaintiffs' claims against him should be DISMISSED WITH PREJUDICE.

This the 1st day of May, 2023.

CROSSLEY McINTOSH COLLIER HANLEY & EDES PLLC

/s/Norwood P. Blanchard III

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CERTIFICATE OF SERVICE

I hereby certify that on the 1st day of May, 2023, I electronically filed the foregoing **Defendant Rolfe's Amended Motion for Summary Judgment** with the Clerk of Court using the CM/ECF system, which will electronically serve counsel for the following parties:

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This the 1st day of May, 2023.

/s/Norwood P. Blanchard, III
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